JC10 Rec'd PCT/PTO 14 APR 2005

Substitute for Form PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER: 034170-028

U.S. APPLICATION NO. (If known, see 37 CFR 1.5): 10/531295

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/EP2003/011308	13 October 2003 (13.10.2003)	14 October 2002 (14.10.2002)

TITLE OF INVENTION

SEALED PACKAGE FOR POURABLE FOOD PRODUCTS

APPLICANT(S) FOR DO/EO/US

CASALE, Cristiano; and DE SIMONI, Sara

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission to items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (22) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
   a. ☒ is attached hereto (required only if not communicated by the International Bureau).
   b. ☐ has been communicated by the International Bureau.
   c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
   a. ☐ is attached hereto.
   b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
   a. ☐ are attached hereto (required only if not communicated by the International Bureau).
   b. ☐ have been communicated by the International Bureau.
   c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
   d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 21 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
14. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: General Authorization for Petitions for Extensions of Time and Payment of Fees; Application Data Sheet; PCT/IPEA/409; and PCT/ISA/210

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
10/531295	PCT/EP2003/011308	034170-028

21. ☒ Applicant(s) requests that the published application include the following assignment information: TETRA LAVAL HOLDINGS & FINANCE SA

22. ☒ The following fees are submitted:

					CALCULATIONS PTO USE ONLY	
Basic Filing Fee (1631)					$ 300.00	
Surcharge of **$130.00 (1617)** for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).						
CLAIMS	NUMBER FILED		NUMBER EXTRA	RATE	$	
Total Claims	13	-20 =	0	x $50.00 (1615)	$ 0.00	
Independent Claims	1	- 3 =	0	x $200.00 (1614)	$ 0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ $360.00 (1616)		
Examination Fee				+ $200.00 (1633)	$ 200.00	
Search Fee				+ $500.00 (1632)	$ 500.00	
App. Size Fee (add $250.00 for each add'l 50 sheets exceeding 100 sheets)						
TOTAL OF ABOVE CALCULATIONS =					$ 1,000.00	
☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				+	$ 0.00	
SUBTOTAL =					$ 1,000.00	
Processing fee of **$130.00 (1618)** for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					$ 0.00	
TOTAL NATIONAL FEE =					$ 1,000.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **$40.00 (8021)** per property +						
TOTAL FEES ENCLOSED =					$ 1,000.00	
					Amount to be refunded :	
					charged :	

a. ☐ A check in the amount of _____ to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 02-4800 in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed.

d. ☒ Charge $ 1,000.00 to credit card. Form PTO-2038 is attached.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Burns, Doane, Swecker & Mathis, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Matthew L. Schneider
SIGNATURE

Matthew L. Schneider
NAME

32,814 — REGISTRATION NO.

April 14, 2005 — DATE

Rec'd PCT/PTO 14 APR 2005

Attorney Docket No. 034170-028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	
	)	
Cristiano CASALE et al.,	)	Group Art Unit:
	)	
Application No.:	)	Examiner:
	)	
Filed: April 14, 2005	)	Confirmation No.:
	)	
For: SEALED PACKAGE FOR POURABLE FOOD PRODUCTS	)	
	)	
	)	
	)	

GENERAL AUTHORIZATION FOR PETITIONS FOR EXTENSIONS OF TIME AND PAYMENT OF FEES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.136(a)(3), the U.S. Patent and Trademark Office is hereby provided with a general authorization to treat any concurrent or future reply requiring a petition for an extension of time for its timely submission as containing a request therefor for the appropriate length of time.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. § 1.17 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: April 14, 2005

By: Matthew L. Schneider
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(8/04)